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12 District Counsel

13 IN THE UNITED STATES BANKRUPTCY COURT
14 EASTERN DISTRICT OF CALIFORNIA
15 FRESNO DIVISION

16 In re

17 TULARE LOCAL HEALTHCARE
18 DISTRICT, dba TULARE REGIONAL
MEDICAL CENTER,

19 Debtor.

20 Tax ID #: 94-6002897
21 Address: 869 N. Cherry Street
Tulare, CA 93274

CASE NO. 17-13797

Chapter 9

DC NO.: WW-27

Date: N/A
Time: N/A
Place: 2500 Tulare Street
Fresno, CA 93721
Courtroom 13
Judge: Honorable René Lastreto II

23 APPLICATION FOR EX PARTE ORDER AUTHORIZING FRBP 2004 EXAMINATION
24 AND PRODUCTION OF DOCUMENTS
25 (TULARE ASSET MANAGEMENT, LLC)

26 TO THE HONORABLE RENÉ LASTRETO II, UNITED STATES BANKRUPTCY
27 JUDGE:
28 TULARE LOCAL HEALTHCARE DISTRICT, dba TULARE REGIONAL MEDICAL

1 CENTER ("TRMC" or "Applicant"), Debtor in the above captioned Chapter 9 bankruptcy
2 proceeding, hereby files this Application for Ex Parte Order compelling Tulare Asset
3 Management, LLC, to produce certain documents for inspection and copying and, if
4 requested, to appear for a FRBP 2004 Examination.

5
6 **Tulare Asset Management, LLC**
7 **4924 Lakewood Dr.**
8 **Visalia, CA 93291**

9 Applicant represents as follows:

10 1. TRMC filed a voluntary Chapter 9 petition on September 30, 2017.
11 2. TRMC has reason to believe that Tulare Asset Management, LLC, is in
12 possession of information needed by TRMC which affects the rights of TRMC as well
as the administration of this bankruptcy estate.

13 3. TRMC believes that the information needed bears upon the acts,
14 conduct, or assets and liabilities of TRMC.

15 4. The examination will also relate to the operation of the TRMC's business
16 and the desirability of its continuance, the source of any money or property acquired or
17 to be acquired by TRMC for purposes of consummating a plan and the consideration
18 given or offered therefore, and any other matter relevant to the case or to the formation
19 of a plan.

20 5. Conducting such examination will assist TRMC in protecting its interests
21 in evaluating any plan that may be advanced and in furthering the administration of this
22 Chapter 9 proceeding.

23 6. By this Application TRMC requests that it be permitted to compel the
24 production of documentary evidence in the manner provided in FRBP 9016 followed by
25 an examination, if requested, of Tulare Asset Management, LLC.

26 7. By the requested Order Applicant will proceed to have issued a
27 Subpoena for Rule 2004 Examination with Production of Documents to be followed by
28 the examination of the witness, if documents are requested, no earlier than 10 days

1 after the date of issuance of the examination order or subpoena, whichever is later.

2 WHEREFORE, Applicant prays as follows:

3 A. The Court enter Order pursuant to FRBP 2004 authorizing the examination
4 of Tulare Asset Management;

5 B. The Court enter an Order pursuant to FRBP 2004 authorizing the issuance
6 of a Subpoena for Rule 2004 Examination with Production of Documents; and

7 C. For such other and further relief as is just and proper.

8 Dated: January 23, 2018

WALTER WILHELM LAW GROUP,
a Professional Corporation

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10 By: 
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Riley C. Walter, Attorneys for Debtor,
Tulare Local Healthcare District, dba
12 Tulare Regional Medical Center
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